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**From:** Mugdan, Walter [Mugdan.Walter@epa.gov]  
**Sent:** 6/10/2014 6:33:32 PM  
**To:** Enck, Judith [Enck.Judith@epa.gov]  
**Subject:** RE: Passaic river

In her written testimony Ms. Bodine cites a 2009 EPA guidance document which, according to her, states that CSTAG review is supposed to be separate from and earlier than the NRRB review. (I haven't had a chance to read the guidance to confirm if this is accurate, but for the purpose of this discussion below I assume that it is accurate.)

As is evident from the timeline I provided in my previous email, the Passaic River DID undergo an early CSTAG review, separate from and long before the NRRB review. The first CSTAG review occurred in 2007, some seven years before we issued the Proposed Plan. There was a second CSTAG review, which occurred together with the NRRB review, in November or December of 2012. It is this second review that is presumably the subject of Ms. Bodine's further commentary in her Footnote 3. In that footnote she refers to the combined CSTAG/NRRB review of late 2012, the results of which (i.e., the comments from the reviewing entities and Region 2's responses thereto) were published on April 11, 2014, the same day as our FFS and Proposed Plan.

It is true that EPA does intend, in the future, to combine CSTAG and NRRB review of sediment sites in most cases, as Ms. Bodine asserts in the footnote. However, in the case of the Passaic, the earlier CSTAG review from 2007 was just that -- early in the process, and separate from the NRRB. The point I believe she is trying to make is therefore NOT supported by the facts of the Passaic River project.

-----Original Message-----

**From:** Enck, Judith  
**Sent:** Tuesday, June 10, 2014 2:10 PM  
**To:** Mugdan, Walter  
**Subject:** Re: Passaic river

No. Our proposed plan for lower river. See bodine testimony footnote

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**From:** Mugdan, Walter  
**Sent:** Tuesday, June 10, 2014 5:38:33 PM  
**To:** Enck, Judith  
**Subject:** RE: Passaic river

I assume this question relates to the Bioremediation Pilot Project proposed by Tierra/Maxus/Occidental in connection with the Passaic River. The proposal has not gone to CSTAG, and would not do so until/unless EPA proposes (some day) to select it as a remedy.

-----Original Message-----

**From:** Enck, Judith  
**Sent:** Tuesday, June 10, 2014 1:19 PM  
**To:** Mugdan, Walter  
**Subject:** Passaic river

Did it get reviewed by cstag? If not, why not. Tx